ANTED, TWO UNFURNISHED ROOMS, Address P., 700 west Broad street, or lawest terms.

ANTED, TWO LADIES to engage in the and ineralive employment. Address oc 5-11\*

ANTED, a RELIABLE WHITE or OLOKED WOMAN, to cook and wash for a camis Apply at 411 Twenty between Marshall and Clay streets.

ANTED, a competent LADY SALES MAN. Apply 10 MRS. E. J. THURSTON,

ANTED.-Thirty WHITE COAL MNERS to go to lillinois who can pay their shield can furnish for about \$16. I am au-ad to contract with such men at \$1.25 per list May next. Constant work guaranteed; are is use doubt but they can work through stat same price. Apply to J. P. JUSTIS, Labor Agent, No. 9 Fifteenth street.

### BESINESS WANTS.

ANTED, TO REDUCE THE LARGE K of both fine and common TRUNKS
amond Trunk Factory, corner of Main
in streets, by selling them at prices
they can be bought in northern eities,
done and covers made in the best man-JAMES KNOTTS.

WANTED, to sell three hundred cords FED, to self three infinited contests traight, sound and well-seasoned OAK record knots, on the bank of the James Kanawha canal, at Middleton Mills, sixty to Richmond. Freights and tolls to 1,1,30 per cord. Terms: \$2.75 per child cash; remainder at three and six with good security. Can be purchased of that Middleton Mills, or Novella & the bank Richmond. in bank. Richmond.

ANTED, ALL TO KNOW THAT ARTHUR ROONEY is receiving and man-arms a large fall stock of FURNITURE and TRESSES. With extended warerooms and important better prepared to supply dealers to be supply dealers. ARTHUR ROONEY. WANTED, AT S. A. WINSTOCK'S LOAN OFFICE, No. 17 Fourteenth street,

DIAMONDS, WATCHES, CHAINS, JEWELRY, &c. ich from the side of forfeited pledges. I offer greater isrcalus than ever. Money loaned on dia-mads, goldandistiver watches, chains, good jewelry, gols, wiware.

WANTED, EVERYBODY TO KNOW Lida whole suit for \$2 in the very best manner,
T. FRENCH,
No. 6 Ninth street.
F-tablished in Richmond, 1853.

SUMAC WANTED .- Cash paid for good SUMAC, in large or small quantities.

WILLIAM 1. KING, 1422 Main street

### BOARDING AND LODGING. DERSONS WISHING BOARD in a

a second floor, and small room adjoining.

WANTED, OCCUPANTS FOR TWO desirable FRONT ROOMS, with board No. 520 north Ninth street.

Buandana Strands FLOOR suitable for D families, or particularly desirable for a party of realleasen. Also, several other ROOMS, Apply Mrs. SULLY. oc 1-d1 w&teod1 w 803 Franklin street. DLEASANT ROOMS, with BOARD, can had at the IMBODEN HOUSE, -1 corner Teath and Capitol streets.

BOARD WITH ROOM on first, second, or third floor, can be had at Miss C. C. TEMPLE'S Nos. 1011 and 1013 Clay street, 28+od6;\* between Tenth and Eleventh.

MRS. M. J. DAVIS HAS TAKEN THE dence No. 605 Main street, and having roughly repaired, is now ready to accom-number of GENTLEMEN BOALDERS ; also, TABLE BOARDERS.

### PERSONAL.

TO ALL PERSONS OCCUPYING ANY PART OF THE FOLLOWING REAL ESraze Height), embracing two and a half-che first bounded by H or Broad street Thirty-second, and Thirty-third streets one by Grace, Franklin, Thirty-third, and fourth streets, and the third (half-square) d on the north by the south line of I or all street, between Thirty-third and Thirty-

ceisil Court of Appeals having on the 12th 1874, in the case of Giles against Wilson, be titles of the foregoing lots to be in the f James Wilson, deceased, and a decree haven entered by the Richmond Chancery Court 12th May, 1874, in the case of Hankins, Wilson, &c., for the sale of said lots, in decree John A. Meredith and James G. Blackappointed special commissioners. I an waived; but should said buildings not be re by that day, such legal steps will be taken as nion of the commissioners may be neces-force the payment of the back rents, and solve of said premises. W. GODDIN, Auctioneer,

Acting for said commissioners MOND. 26th September, 1874. se 28-M3t

### DRESS-MAKERS, &c.

MRS. H. A. STAIARS HAS MOVED corner of Fourth and Marshall Marshall street, between Graham streets, where she will continue the LOAK-MAKING BUSINESS in a the latest styles, and will be please ru-lomers.

MAL DEMOREST'S RELIABLE PATTERNS OF THE FASHIONS. Fall and winter styles just received. Call and ex-lane, of send for catalogue. THE SINGER MANUFACTURING CO., 1003 Main street, Richmond, Va. C.S. BEATTY, Agent. se 4-dlm&wlt

### C. S. BEATTY, Agent. MILLINERY.

HLLINERY.—1 beg to announce that I have taken the rooms over with the pleased to see my patrons and the remerally.

MRS L. P. JONES, 912 907 Main street.

HAIRWORK. &c. BROAD STREET.

J. WILDT.

HAIR GOODS AT REDUCED PRICES.

I have just returned from the North and brough a the chrapest lot of HAIR ever offered for sale in this city. Prices to suit the times. Ladies' hair Great for 50c., and all other work in proportion. HAIR JEWELRY made at short notice, and a large lot of samples to select from on exhibition.

### LOST, STRAYED, &c.

FOUND.—I have in my possession a

DOUBLE-CASE LADY'S GOLD
WATCH, taken from a prisoner and supleast to be stolen. The watch can be seen by applying at nellow headtons etcas. plying at police headquarters. JOHN WREN.

# DAILY DISPATCH.

VOL. XLVI.

RICHMOND, VA., MONDAY MORNING, OCTOBER 5, 1874.

# Richmond Dispatch.

THE CIRCULATION OF THE DIS-CASE OF MOORE & GOODSONS. PATCH IS LARGER THAN THE COMBINED CIRCULATION OF ALL THE OTHER DAILY NEWSPAPERS OF THE CITY.

MONDAY ...... OCTOBER 5, 1874

### LOCAL MATTERS.

THE DIFFICULTY BETWEEN GENERALS MA HONE AND JOHNSON.-General Johnson and General Jubal A. Early, Mr. R. Snowden Andrews, and other friends, were in consultation on Saturday regarding the recent affair between General Johnson and General Mahone. They refused to furnish to the press, at this time, any authorized statement of recent occurrences, and were not certain that they would ever conclude to do so. It seems understood that some sort of statement was drawn up and signed at Weldon, in which it was related that, General Mahone not being present because

of heavy peace-bonds under which he had been put, his friend, Mr. Hope, offered to take his place and act as principal in his stead, which was declined by Mr. Snowden Andrews upon the ground that his friend, General Johnson, had no misunderstanding with Mr. Hope. The general belief is that no conclusive adjustment of the difficulty has been had, but it is impossible to say whether or no this is true, as the few who possess the information are disinclined to converse upon the subject with representatives of the press, though not quite so taciturn to other gentlemen.

CONVEYED TO THE UNITED STATES .-- The Governor Saturday executed deeds conveying to the United States titles to three sites the Potomac river, and relinquishing the State's jurisdiction to the same-viz., a site containing five acres of land, situated on the shoal off Mathias Point, to be known as Mathias Point day-beacon; "a lump in midchannel of Potomac river," containing five rant. acres, for a light-house, to be known as Maryland Point light-house, and five acres of the shoal lying off Matomkin Point, to be known as Matomkin Point day-beacon.

BADLY BRUISED .- On Saturday morning while Dr. Z. B. Herndon was riding down Main street his horse slipped and fell in front of the St. Charles Hotel. The Doctor discretion, to take away the power of levying was badly bruised by the horse falling on his leg. He was removed to a store under the hotel, and attended by Drs. Weisiger and Riddell. In a short time he was taken to of this view they relied upon the proceedhis residence, west Main street.

MEDICAL COLLEGE OF VIRGINIA .- The regular course of lectures at the Medical College of Virginia will commence to-day at 9 o'clock with a lecture by Professor Taylor; Professor Wellford at 10, Professor Cunningham at 11, and a surgical clinique at 12 by Professor McGuire. The pharmaceutical course will be continued this session on Mondays, Wednesdays, and Fridays from 9 to 11 o'clock. Young men desiring to prethe most thorough manner by attending this high rank, and its diplomas generally prove passports to distinction and success. The faculty is an exceedingly able one, and this, combined with the superior opportunities offered for clinical instruction in this city, lege can accommodate.

INTERESTING TO SPORTSMEN .- Judge E. C. Minor, of the Henrico county court, has entered an order for the enforcement of the fifth section, chapter 99, of the Code of 1873, prohibiting hunting on the lands of another, or hunting or shooting along a public road, believing that such prohibition will be of particularly to those residing near the city limits. The court is determined to enforce this law. The penalty for its violation is a fine of five dollars for each offence-the fine to be doubled in every instance if the offence be committed in the night or on Sunday-to be recovered by warrant, together with all costs and charges; shall forfeit his gun and shooting apparatus, and his dogs shall be killed. For a third offence the accused shall be required to give security for his good behavior for twelve months, and in default he shall be committed to jail. The order will be found in full in our advertising columns.

REMOVED TO VALENTINE'S STUDIO .- On Saturday the great block of marble, recently arrived in this city and from which will be reproduced Valentine's model for General R. E. Lee, s sarcophagus, was removed from the Fredericksburg depôt to the sculptor's studio on Leigh street. Eight mules pulled it to the square on Eighth street between Clay and Leigh, when the truck got stalled and four more mules had to be added to the team to draw it the balance of the way.

RANDOLPH MACON COLLEGE.-This flourishing institution has opened with 185 students, which is highly gratifying to its upon incomes and "upon the following lifriends, and indeed to every true friend of

education and of the country. New students are arriving daily, which will probably increase the number of matriculates to 250 before the close of the ses-

CONVEYANCES OF REAL ESTATE for the two

weeks ending October 3d, 1874: Lot front-

ing 20 feet on Pine street near Cumberland,

for \$1,900; 25 feet on Broad street between Eighteenth and Nineteenth, for \$2,700; 25 teet on Broad street between Eighteenth and Nineteenth, for \$3,000; 66 feet on Marshall street between Twenty-ninth and Thirtieth, for \$1,900; 30 feet on Grace street between Twenty-third and Twenty-fourth, for gislature to tax licenses. It is the plain \$750; 69 feet on Nineteenth street, corner of meaning of the clause that in certain speci-Marshall, 41 feet on Broad street corner of fied cases and classes they may impose a eighth street between Broad and Grace, for named nor embraced in the general classifi-\$6,362; 161 feet on St. James street, corner Charity, for \$700; 32 feet on Charity street it is said that while it is true that it appears near St. James, for \$192; 143 feet on St. James street near Charity, for \$585; 25 feet on Adams street for \$710; 374 feet on Dover street between Laurel and Cherry, not sufficiently understand their business for \$806; 24 feet on Leigh street between Fourth and Fifth streets, for \$1,200; 30 dition of the words "all other business feet on Sixth street north of Leigh which cannot be reached by the ad valostreet, for \$630; 30 feet on Clay street between Second and Third, for \$3,700; 19 feet on Fulton street between Orleans and through the license law. In other words, street, for \$1,300; 32 feet on Twenty-third Legislature certain powers with one hand Virginia streets, for \$140; 175 feet on Adams street between Main and Franklin streets, and unintentionally returned them with the for \$2,200; 45 feet on Broad street between Twenty-fourth and Twenty-fifth streets, for \$6,000; 161 feet on Cary street near Jefferson street, for \$3,600; 211 feet on Cabell street near Roane street, for \$112; 161 feet on Cary street near Adams street, for \$3,600; 30 feet on Main street near Belvidere street, for \$1,450; 161 feet on Cary street near Adams street, for \$3,600; 221 feet on Poplar street corner of Four-CZUJ ARAM ARD for the arrest and converse an teenth street, for \$315; 12 feet on St. Peter's \$2() REWARD for the arrest and con- on Duval street near St. Peter's street, for chart is not one of the numerous specified

HE DECIDES THAT THE LAW IS UNCONSTI TUTIONAL, AND INSTRUCTS THE

DICT OF NOT GULLTY.

OVERRULED.

counsel in the case.

ARGUMENT OF THE DEFENCE.

First. That, but for the Constitution, the Legislature would have an unrestrained power of taxation; the Constitution in its very nature was for the restraint of legislative power for the protection of the citizens, and therefore when the Constitution is to be construed in reference to a power claimed for the Legislature, its restrictive for light-houses in King George county, on | character should not be overlooked, and the leaning of the court where ambiguous language appears should be for the citizen especially when a charge was sought to be fastened upon the citizen by the Legislature under the pretence of a constitutional war-

> 1852 and the Alexandria Constitution the Legislature was expressly restrained from imposing a license tax upon merchants and at the same time assessing their capital; that it might resort to either mode, but not to both; that the Convention of 1867-'68 intended to deprive the Legislature of this license taxes upon merchants, and to require the assessment of their capital and merchandise in lieu of the license tax. In support ings of the Convention as well as upon the language of the Constitution itself, contending that section 1, article 10, required all taxation to be equal, uniform, and ad valo rem, except in certain excepted cases, and that the general merchant's business was not embraced in any of the exceptions which were expressly made, and that so far from being included, they were excluded by im-

The counsel for the Commonwealth, howought to insure as many students as the col- in the Constitution; that the only guide to the Legislature to the intention of the framers of the Constitution is the language used which permits all business to be reached by a licease tax which cannot be reached by the ad valorem system, and that the Legislature is to judge what business cannot be so reached.

When the court met on Saturday the jury was sworn, and the defendants again moved great benefit to the people of the county, that the Court instruct the jury to bring in a verdict of not guilty.

OPINION OF THE COURT.

Judge Guigon, after hearing the motion, delivered his opinion as follows: The instruction prayed for by the defendants in this case asks, in effect, that the tax bill passed by the Legislature, so far as it imposes a license tax upon merchants, shall be declared unconstitutional. It is not disputed that the power of the Legislature to impose taxes is unlimited except in so far as it is expressly, or by necessary implication, restrained by the Constitution, and it is equally true that no court will undertake to declare a tax law unconstitutional unless it clearly appears that such law is made in violation or disregard of such constitutional restriction. The defendants in this case rely especially upon the 4th section, article 10, of the Constitution, as the provision which has been directly violated by the legislation in question; and generally upon the scheme of taxation as set forth in the Constitution, specified cases and classes, in which the general merchant is not specifically embraced, to confine taxation to property and in proportion to its value. The 4th section procenses-viz.: the sale of ardent spirits, theatrical and circus companies, menageries, entrance fee is required; commission merchants, persons selling by sample, brokers, and pawnbrokers; and all other business which cannot be reached by the ad valorem system, the capital invested in all business

shall be assessed and taxed as other pro-, &c. perty, There can scarcely be a question, upon reading this clause, especially if taken in connection with the general provisions referred to, that the framers of the Constitution intended to limit the power of the Lelicense tax; in other cases not specially cation they may not impose such tax. But on the face of this clause that it was intended to restrict the legislative power to tax to do so successfully, and that by the adrem system" they remitted to the Legislature the power to tax all business the Constitution intentionally took from the other. I know of no rule of constitutional construction which would justify me in arriving at such a conclusion. It would be to violate that canon of construction which declares "that effect is to be given, if possible, to the whole instrument, and to every section and clause. If different portions seem to conflict, the courts must harmonize them, if practicable, and lean in favor of a construction which will render every word operative, rather than one which will make

PROFESSIONAL CARDS.

PROFESSIONAL CARDS.

The feet of Floyd street near Poplar street, for \$5,000; 99 feet on Broad street between than this dupon business of other specified for \$4,500; 25 feet on Baker street near Floylar street, for \$4,500; 25 feet on Baker street near Broad street between than this merchant; upon a sample merchant upon business of other specified for \$4,500; 25 feet on Baker street near Broad street between than this merchant; upon a sample merchant upon business of other specified for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Baker street near Broad street between the street near Broad street between the street near Broad street, for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Baker street near Broad street, for \$4,500; 25 feet on Broad street between the street near Broad street, for \$4,500; 25 feet on Broad street between the street near Broad street, for \$4,500; 25 feet on Broad street between the street near Broad street, for \$4,500; 25 feet on Broad street, for \$4,500; 25 feet on Broad street near Broad street, for \$4,500; 25 feet on Broad street near Broad street, for \$4,500; 25 feet on Broad street, for \$4,500; 25 feet on Broad street near Broad street, for \$4,500; 25 feet on Broad street near Poplar street, for \$4,500; 25 feet on Broad street near Poplar street, for \$4,500; 25 feet on Broad street near Poplar street, for \$4,500; 25 feet on Broad street near Poplar street, for \$4,500; 25 feet on Broad street near Poplar street, for \$4,500; 25 feet on B

THE MERCHANTS' LICENSE TAX. | business should be the subject of license | power of the Legislature under the present | tax, we know that its omission from among | Constitution. the specifications must have been inten-OPINION OF JUDGE GUIGON IN THE tional. The reason why the excepted pursuits specified in the Constitution are made subjects of specific tax will readily suggest themselves. Some of them cannot, from their nature, be the subject of ad valorem taxation, and the causes which induced the framers of the Constitution to permit unusual burthen to be placed upon the others are obvious. These reasons do not apply, nor do these causes exist, in the case of the general

merchant. He must necessarily have capital; he must have a stock of goods; he must have income which could be reached by the ad valorem system, and there was no reason why any exceptional burthen of taxation should be imposed upon him. These views lead me to the conclusion that the general merchant class was intentionally excepted from the license tax. But it is said that a license tax will be commenced this morning. The grand may be imposed upon the general mer- jury for the Circuit Court will have under chant under the general clause, "all other day last, but the matter was postponed until business which cannot be reached by the and two or three trifing revenue cases. Saturday owing to the absence of one of the ad valorem system." It would seem that a sufficient answer to this suggestion is that the Legislature has reached him by membered, asked Judge Guigon to instruct the ad valorem system, and has taxed the jury that if they believed from the evi- him under that system from the adoption of dence that the defendants were merchants, the Constitution down to the passage of the doing a general merchandise business, buy- last tax bill. It may be that it is easier to coling and selling merchandise for profit, and lect a license tax from him than an ad valohaving a definite capital employed in their rem tax. It may be that such license tax would yield a larger revenue than the ad valorem, but when the question arises, Can port of this motion counsel for defence ar- he be reached by the ad valorem system, I have shown not only that he may be, but that he has been. My opinion that this constitutional interdict prohibits the imposition of a license tax upon the merchant is strengthened, first, by a comparison of the present with the former Constitution. Under the Constitution of

'50, the Legislature had unquestioned power to impose a license tax, but were forbidden to tax the capital when a license was required. The scheme of the present Constitution is evidently the avoidance of specific taxes and the substitution of the ad valorem system, and in order to accomplish this, while it restrains the legislative power of license, it commands the Legislature to tax all capital employed in business as other come as well. So that if the arguments of the counsel for the State are correct, the ad Virginia by the chairman of the Republican valorem feature of the Constitution is done away with; the Legislature is compelled to tax the merchant's capital, may tax his income, and has the power as well to impose an unlimited tax upon the business in which his capital is employed and from which his income is derived. I cannot so read the Constitution, though I have faithfully sought to do so in order to uphold, as was my duty, if I could, this act of the Legislature.

2d. If we look to the debates of the Convention upon this clause we find that its advocates upheld it, in a long struggle, because it would prevent the Legislature from imposing a specific tax upon the large and important merchant class, while its opponents assailed it for that cause alone. That such debates are not conclusive or specially persuasive guides in constitutional construction is true, but they may and should be looked to; and no one who examines them in Convention when this clause was adopted.

private family can be accommodated on to 11 o'clock. Young men desiring to pre-true sirest. No. 14, with a pleasant front pare themselves as druggists can do so in ever, contend that no matter what was the 3d. But if no stress is to be laid upon what Carter, Fauquier; alternate, R. D. Beckley, intention of the framers of the Constitution was said in Convention, we may properly Alexandria. course. This institution has always held the effect of the constitutional provision is to look to its proceedings, and there we find that leave it in the discretion of the Legislature various substitutes for and amendments to Smyth; alternate, G. G. Goodell, Smyth. to impose upon what business it may please this section were offered; all of them, with a license tax; that if the intention was as the avowed purpose and with the express Norfolk; Hon. Lewis McKenzie, Alexanis contended by the defence, the Convention effect, to cover the case of the general mer- dria; Hon. John R. Popham, Richmond; failed to express that intention by apt words | chant so as to give to the Legislature general | Captain J. F. Wilson, Lynchburg. power to impose license taxes, and that all such amendments and substitutes were re- mond; Peter J. Carter, Northampion; Rev. jected, and the existing restrictive clause George Dixon, Fredericksburg; Jack Evans,

4th. We have the contemporaneous exposition and construction of this constitutional provision as shown in the action of the Legislature upon it from its adoption Ala., a grand-daughter of ex-President Tydown to the passage of the last tax bill, a period of four years. When, upon the adop-tion of the present Constitution, the Legislature came to make a tax bill with the former at Association Hall Thursday night. Mrs. the general merchant, knowing that from a very soft and delicately modulated voice, law before them, imposing a license tax upon this source an immense revenue had been and one would think its compass not suffiderived, they kept in existence the other cient to master an intricate reading in a large license taxes which were allowed under this room. This, however, constitutes one of the Constitution and struck out the merchants' the ad valorem system; and under that voice is clear, with perfect accentuation, and system they continued to tax him for four years, during all of which time the State was deeply indebted, her revenues insufficient for her needs, her interest unpaid, her credit impaired, and every available source of remarkable artistic faculties-her grand renrevenue sought for to remedy these evils. dition of the thoughts and ideas of others-As was the case with the framers of the Constitution, the immense revenue to be gathered from licensing merchants could not have been overlooked or disregarded. The only reason why it was not made available must of those essential attributes that go to make have been that the Legislature held that this a perfect actor. Her secret (if secret so plain constitutional provision was an interdict; that the merchant could be reached by the ad valorem system, and it was their duty to showing the intention, except in certain tax him by that system. That they did so

tax him the statutes declare. But it is said that the case of Lewellyn Sergeant vs. Lockhart, 21 Grattan, page vides that the Legislature may impose a tax and Hirsh's case, idem, page —, substantially decided that it is within the legislative discretion to say what cases came within the clause. "All other business which cannot be reached by the ad valorem system, other shows and exhibitions for which an and therefore whenever the Legislature say that a license tax shall be imposed, the question of constitutionality is decided, and the courts have no right to interfere.

On the contrary, in Lewellyn, &c., vs. Lockridge, a case in which it was alleged on Saturday: that the Legislature had no constitutional right to impose a license tax upon the busi- cuts, 12½ to 15c.; shin, 10 to 25c. Veal-Choice, ness of a billiard-saloon keeper because he 163 to 20c.; cutlets, 163c.; shin, 10 to 30c. had a large capital invested in his tables and Lamb, 163 to 20c.; breast, 15c.; chops, 163c. fixtures which could be taxed ad valorem, Shote, 122 to 163c. per pound. Liver, veal the court start out with the declaration that or beef, 12½c. per pound. the only question for them to decide is Fowls.—Chickens, 20 to 45c., or three for "whether keeping a billiard-saloon is a busi- \$1. Market well supplied. Ducks, 35 to 50c., ness which can be reached by the ad valorem or 75c. to \$1.25 per pair. Turkeys, \$1.25 to system." Had they been of opinion that \$2; very few in market. the determination of this matter was one Fish.-Good spots, 25c. per bunch of purely within the legislative discre- five fish; hog-fish, 65c. per bunch of six, tion they would have simply said so. or \$1.25 per dozen—market not well sup-If they held this view no such question as plied; sheepshead, 12½ to 163c. per pound; they consider and decide could have been black chub, 164c, per pound or for medium the subject of judicial inquiry or decision. size fish 75c. to \$1 per bunch; trout, 163c. licenses, the framers of the Constitution did delegate the Latin later than the l declare that the Legislature must, in the na- 30c. per bunch; crabs, 50 to 75c. per dozen; ture of things, have a large discretion in de- oysters, \$1,25 to \$1.50 per gallon. termining the question as to what business can be reached by the ad valorem sys- ply considerably increased since last week; tem, and that the court cannot say that such ortians, 75c. to \$1 per dozen; venison, 20c. discretion in these cases has been so per pound. exercised as to make the tax laws unconstitutional. It would have been 15 to 20c. per half-peck; per peck, 35 unnecessary to say all this if the court to 45c.; per bushel, \$1.75 to \$2; new sweet had held that the Legislature could exercise potatoes, 8c. per quart, or two quarts for unlimited discretion as to what cases could 15c.; 15c. per half-peck, 25c. per peck. not be reached by the ad valorem system. But even admitting in full force the doctrine bunch-scarce. Tomatoes for stewing, two that it is for the Legislature to say what quarts for 5c.; slicing, 5c. per quart, or two cases can or cannot be reached by the ad va- quarts for 121c., or 15 to 30c. per dozen. lorem system, in the case at bar the Legisla-Snaps, 5 to 8c. per quart; per half-peck, 20 to ture has itself determined the question. It 25c.; very few in market. Onions, has declared by its solemn enactments, year 10c. per quart. Cabbage, 5 to 20c. per head after year, that the general merchants' busi- Green corn, 15 to 20c. per dozen; small corn ness does not come within the category of a for pickling, 8c. per quart, or 6c. per dozen business which cannot be reached by the ad Black-eyed Peas, 6c. per quart. Butter valorem system.

THE CASE TO GO TO THE COURT OF APPEALS. When the Judge bad delivered his opin on, and given the instruction asked, the Commonwealth's attorney excepted to the ruling of the court in giving the instruction, and filed his bill of exceptions; and the jury having under the instructions found a verdict for defendants, the Commonwealth's attorney moved the court to set aside the verdict, which motion the court also overruled, and exception was again taken.

On the motion of the counsel for the defence, the opinion of the court was made part of the record. The case will at once be taken to the Court of Appeals for final adjudication, the case having been prepared with that view.

UNITED STATES COURTS .- The fall terms of the United States Circuit and District Courts consideration the Petersburg election cases Judge Bond will probably not arrive until to-morrow.

dent of the Merchants National Bank of Petersburg, will be called for trial at this term. POLICE COURT, SATURDAY -- Justice W. Hall

The case of Mr. T. T. Broocks, late presi-

Crew presiding .- The court disposed of the following cases: Robert Robinson (colored) was fined \$2.50 for firing a pistol within the corporate limits. Jack Miller (colored) was fined \$5 for obstructing a crossing on Fourteenth street with his back.

The case of Maria Smith, charged with stealing \$25 worth of clothing and money pelonging to Ann Eliza Nash, was continued until Tuesday. GRAND JURY OF THE HUSTINGS COURT .- The

following is a list of the grand jurors drawn

to serve during the October term of the

Hustings Court: N. C. Lipscombe, L. W. Rose, Edwin T. Jones, William H. Timberlake, Z. W. Pickrell, Elijah Baker, Thomas J. Starke, Samuel Maccubbin, N. D. Hardgrove, Joseph N. Cullingsworth. THE CHATTANOOGA CONVENTION .-- The following-named delegates and alternates to

the 13th instant, have been appointed from State Executive Committee: First District : Delegate, Charles Williams, Fredericksburg; alternate, George

Toy, Eastville. Second District: Delegate, Hon. James H. Clements, Portsmouth; alternate. A. L. Hill, Esq., Norfolk.
Third District: Delegate, H. L. Pelouze,

Fourth District : Delegate, Hop. W. H. H. Stowell, Burkeville; alternate, Tazewell Branch, Farmville. Fifth District: Delegate, Hon. L. M. Shoe-

Sixth District: Delegate, D. J. Woodfin, Buckingham; alternate, W. P. Mosely, Goochland. Seventh District: Delegate, John W.

Ninth District : Delegate, George S. Smith,

Alternates at Large: John Oliver, Rich-

Lynchburg. MRS. GOODWYN'S READINGS AND RECITAler, and daughter of Colonel Robert Tyler. formerly of this State, will give an entertainment, consisting of readings and recitations. Goodwyn possesses in general conversation great surprises experienced by all who have been so fortunate as to hear her read. Her

been for many years a contributor to the literary palate of an art-loving people. "To something Mrs. Goodwyn owes her her experience justifies it not, and hence we irresistibly come to the conclusion that she owes her powers to the fact that she has, engrafted in her very nature, the very essence a fact can be called) lies in the great adaptability to the character assumed. Individual identity she loses, and becomes the living person that lives upon the pages of the printed book before her. In her appearance, voice, and every action, we have the author's

creation. "On her mother's side she has a noble inheritance of intellect and accomplishments, her maternal grandfather being the late Thomas A. Cooper, one of the brightest lights and ornaments of the stage, the contemporary and compeer of Kemble, Kean, and Conway, and Cooke, and the elder Booth.

RETAIL MARKET PRICES .- The following is statement of the retail city market prices Meats.-Beef-Choice, 163 to 20c.; second

Vegetables .- Irish potatoes, 5c. per quart Murket very well supplied. Beets, 4 to 5c. per Beans, 10c. per quart, Cucumbers, 10 to It has declared that his business can be so 15c. per dozen-very few in market Satur-

THE AUBORA.-On Saturday night the THE AURORA.—Un continued by a northern horizon was illuminated by a northern horizon was illuminated by a light was of a yellowish tint, and in this differed from the reddish bue of the aurors of recent years. It commenced at about 8 clock and faded away by 9. After that hour meteors appeared in various quarters of the beavens. The weatherwise say these

PERSONAL .- Mr. Alfred Guerry has just eft for Lexington, Ky., to paint the portrait of Rev. Robert Ryland, which, when completed, is to be placed in Richmond College. General W. H. F. Lee and Captain Robert E. Lee were registered as visitors to the State Library this morning.

phenomena portend cold weather.

VOLUNTARY BANKBUPTS.—The following parties on Saturday filed their petitions in bankruptcy : Charles M. Wallace, of Richmone, and A. W. Womack, of Prince Edward.

CORONER APPOINTED .- On Saturday Gover nor Kemper appointed Dr. R. C. Taylor coroner for Alexandria city.

THE THEATRE.—This temple of Thespis will be opened for the first time this season. Mr. John T. Ford's dramatic company, from Washington, will give a series of standard comedies. To-night Charles Read's thrilling and emotional play of "Griffith Gaunt" will be produced, in which Miss De Forest, the celebrated artiste, will appear in the dual rôle of "Catharine Gaunt" and " Kate Peyon," and will be supported by Messrs. Harry Pearson and Charles Stanley, two popular comedians. The cast, all told, is a very good one, and no doubt the entertain ment will give satisfaction.

"Griffith Gaunt" is, owing to strange cir umstances, one of the most sensational and opular drams of the age. It is on the blood and thunder order," full of emotional eelings. The incidents are: The wooing the quarrel, the duel, the marked bullet, great crime, the shot, and finally, the trial of Catharine Gaunt.

Reserved seats may be secured at John ston's music store, Main between Ninth and Fenth streets, this morning.

UNMARLABLE LETTERS REMAINING IN THE RICHMOND POST-OFFICE OCTOBER 3, 1874.-Charles P. Bigger, Superintendent City Almshouse, Riehmond, Va.; Mr. R. A Christian, Richmond, Va.; Dr. F. D. Shelton, Howardsville, Albemarle county, Va.; Mrs. Mary A. Foster, care Mr. John Mc Lone; Miss Julia Ann Pondexter, between Fourteenth and Fifteenth streets, New York avenue; Mr. J. O. Whitehouse, No. 27 Warren street, New York city.

### MANCHESTER NEWS.

GRAND CONSERVATIVE RALLY .- A mas meeting of the Conservatives was held Saturday night in Manchester. Henry Fitz gerald, city superintendent, called the meet ing to order, and Mayor Chiles presided Ex-Governor Walker, R B. Berkeley, Mayor Keiley, W. W. Berry, Henry A. Atkinson, D. L. Pulliam, and others spoke, and the greatest enthusiasm was manifested. Governor Walker will speak again in Manchester during the cinvass.

AT THE OLD COURTHOUSE. - Safurday there was a grand rally and barbecue at the on Courthouse. Governor Walker, Mayor Keiley, W. W. Berry, Colonel Ambers, and others spoke, and old Chesterfield was pledged for an increased majority.

The next meeting in Chesterfield takes place at Langford's Spring, Manchester town ship, October 10th. REAL ESTATE TRANSFERS .- The clerk of

the Hustings Court reports the following transfers for the week ending October 3 Joseph H. Crostick to Isaac Kahn, 24 feet, with improvements, Hull street near Sixteenth, for \$480: William L. Holt to Dr. L R. Chiles, 80 feet, Tenth street near Decatur, \$200; Grace Scott to Dr. L. R. Chiles, 36 feet, Eleventh street between Perry and Porter, \$288.

HEALTH REPORT .- Dr. Weisiger, president Board of Health, reports the death of nine white and four colored persons during the month of September.

THE HUSTINGS COURT .- This court has adjourned atter a session of two weeks during which time mostly civil business was transacted.

MEETING .- The Jefferson Literary and Library Association meets to-morrow night, at the county court-house, for reorganization.

ODD-FELLOWS' HALL .-- This place, over the City Hall, has been re-leased to Henderson Lodge, No. 105, I. O. O. F., at a rental of

RICHMOND, October 3d, 1874. Messrs. Editors : Please return thanks to Messrs. Wheeler & Wilson, of New York, for the presentation of one of their beautiful and useful sewingmachines, through Mr. C. L. Radway, of this city. WILLIAM W. PARKER,

President Magdalen Association. FALL CAMPAIGN .- All ready; forward, march right to 1300 Main street, where you will find a very large assortment of English and French cloths, diagonal and worsted coatings, and fancy cassimeres and vestings, suitable for fall and winter wear, and E. B. SPENCE & SON have expert cutters and workmen ready to make up your clothing to order in the latest and most fashionable style, and at prices as low as the lowest. Call on them and leave your orders for your fall and winter clothing

MERCURY, ARSENIC, AND QUININE are the pol sons usually administered to counteract the poison of malaria. They sometimes "break a chill," but are always hurtful and often dangerous to the sys tem. DESHLER'S FEVER AND AGUE PILLS are at infallible cure for periodic fevers, without any o these potsons. Sold by druggists and by FRASER & LEE, New York city.

I have analyzed the Whiskey known under the brand of "B SELECT," controlled by Messrs. WAL TER D. BLAIR & Co., Richmond, Va., and find i FREE FROM FUSIL OIL and other impurities, and recommend its use for medicinal and family pur-J. B. McCAW, M. D., Late Professor of Chemistry,

Medical College of Virginia. January 13, 1872. SWEET ORANGES-85 and 40c. a dozen at Pr CALIFORNIA PEARS .- PIZZINI has a fine lot of

this luscious fruit.

should call and examine them.

glassware, &c.

CATAWBA and DELAWARE GRAPES at PIZZINI'S FINE APPLES by the barrel for families at Piz-ZINI'S.

MALAGA GRAPES, 40c. a pound or three pound for a dollar. LEMONS-25 to 80c. a dozen at Pizzini's. PRESERVES in jars at PIZZINI'S. Housekeepe

IF YOU WISH A SWEET ORANGE or delictou GRAPES go to PIZZINI'S. AUCTION SALES THIS DAY.

with comfortable framed dwelling thereon, five miles below the city, near Laurel Hill church,

ner of Eighteenth. GRUBBS & WILLIAMS, 414 P. M., lots of group and small tenements thereon on south side Broad street, and on the west side of Wall street, near the Chesapeake and Obio ralicoad depot J. L. APPERSON, 12 M., farm known as "Green wood," about sixteen miles below Richmond, H. McCORMICK, 10% A. M., furniture, crockery,

### THE DISPATCH

TERMS OF ADVERTISING CASE-INVARIABLY IN ADVANCE. 

### AMUSEMENTS.

SECOND OF SERIES. YOUNG MEN'S CHRISTIAN ASSOCIATION. READINGS AND RECITATIONS,

By MRS. GOODWYN. THURSDAY EVENING, October 8th, 1874. At 8 o'clock P. M. In ASSOCIATION Hall.

Tickets 50c. For sale at the book-stores and at

RICHMOND THEATRE. A brief dramatic season, commencing

MONDAY, OCTOBER 5TH, under the management of Mr. JOHN T. FORD.

The accomplished young, emotional actress, MISS AUGUSTA DEFOREST. The popular comedians MR. HARRY PEARSON and MR. CHARLES STANLEY,

and the Dramatic Company from Ford's Opera-House, Washington, in Mr. Charles Read's thrilling emotional play GRIFFITH GAUNT:

OR, LOVE AND JEALOUST, an illustration of the passions, and a truthful warning against domestic difficulties. ADMISSION: Orchestra and dress-circle, 75c.; parquette, 50c.; family circle and gallery, 25c.;

Seats can be secured on and after Monday, October 5th, at C. F. Johnston's music store, 918 Main treet. VIRGINIA OPERA-HOUSE.

TUESDAY, OCTOBER 6. EVERY EVENING, AND EVERY WEDNES-

DAY AND SATURDAY AFTERNOONS. INAUGURATION IN RICHMOND OF THE ANGLO-AMERICAN MARIONETTE COMBINATION. ONE HUNDRED LILLIPUTIAN ACTORS

AND ACTRESSES. Part 1. THE BABES IN THE WOODS. Part 1. THE BABES IN THE WOODS.
Part 2. THE CARNIVAL OF FUN.
Part 3. VIRGINIA MINSTBELS.
Part 4. Pantomimes—HUMPTY DUMPTY and
BEAUTY AND THE BEAST.
Part 5. Gorgeous Transformation, representing
LAGOON AND THE LARE BY MOONLIGHT—CORAL
CAVERN—BIRDS' PARADISE—VALE OF SILVER
MIST AND GOLDEN GROTTO OF STALACTITES—
MIST AND GOLDEN GROTTO OF STALACTITES—
MIST AND WARRING—TARRIBATIX.

FOUNTAINS AND FAIRIES-TABLEAUX. Admission, 50c.; children, 25c.; matinees, 25c.; children, 15c.; reserved seats, 25c. extra. To be had at Campbell's, under the Opera-House. oc 3-31\*

PHEATRE COMIQUE, FIRST APPEARANCE IN THIS CITY,
THIS EVENING,

BEAUTIFUC AND CHARMING MISSES JESSIE HOWARD AND MARTHA GREY. 005-11\* GRAND PIC-NIC AND ANNIVER- A VERSARY OFLEBRATION OF COMPANY GREEN COMPANY GREEN AT Schutzan Park, MONDAY, October 5th, 1874. The committee will spure no pains to make this an enjoyable affair, and visitors can rely upon strict order being enforced. Admission, 50 cents. Ladles free. oc 2-3t\*

MENERAL WATER. THE BUFFALO LITHIA WATER.

DDITIONAL EVIDENCE OF THEIR GREAT CURATIVE POWERS. CHRONIC IRRITATION OF THE BLADDER.

CASE OF DR. D. C. JONES, OF ATLANTA, GA.

ATLANTA, GA., September 26, 1874. Colonel Thomas F. Goods.

Dear Sir.—Having been a sufferer for three years from a painful irritation of the bladder, which had resisted the remedies indicated in the case, and my system being enfeebled by chronic remittent fever, in the early part of the summer I visited several of the most noted springs in the mountains of Virginia and West Virginia. Experiencing no beneficial results from the use of the waters of any of these, I set out on my return home. At Danville I was advised to visit the Buffalo Springs, which I did, using the lithia water for two weeks. Under its influence the irritation of my bladder gradually subsided and my chills disappeared. I have now returned home, feeling like a new being. I attribute my recovery entirely to the Buffalo waters, the medicinal virtues of which I regard as unsurpassed.

Very respectfully.

D. C. JONES, M. D. Colonel Thomas F. Goode:

AFFECTION OF THE KIDNEYS. CASE OF JOHN IL STOKES, ESQ., OF LUNENBURG

COURTHOUSE, VA.

COURTHOUSE, VA. LUNENBURG COURTHOUSE. VA. September 28, 1874. 

Colonel Goode: For a number of years I suffered constantly with a dult, heavy pain in my back, just over the region of my kidneys. Occasionally this pain became so violent that I walked with great difficulty and about half bent, and when lying down I could not get up without asistance. My physician pronounced and treated it as a rheumatic affection until about four years ago, when it became evident that It was a disease of the kidneys. In the month of March last I had some five or six attacks at short intervils, attended with so much pain and such prostration of my system as to produce a very unnatural and excited action of my heart, which increased to such an extent as to confine me to my bed for some three or four weeks. So soon as I was able I visited the Buffalo Springs, which I reached in a very feeble condition. I used the water of Springs No. 2 for two weeks, which acted promptly and decidedly on my kidneys. In some five days the pain with which I had ruffered for so long and from which I had ceased to hope for relief, entirely disappeared, and I have had no return of it, or any trouble whatever about my kidneys since My general health has greatly improved. Respectfully.

JOHN H. STOKES. oc 5-could. LUNENBURG COURTHOUSE. VA.

## THE BUFFALO LITHIA WATER

Spring No. 1 of these Springs is considered well nign specific in the diseases peculiar to women, in dyspepsia, and in chronic intermittent and remittent fevers. Spring No. 2, though of recent discovery has made some of the most remarkable dures upon record in affections of the kidne's and bladder and appendages. It has given decided retief in gouty and rhemanite affections dependent upon uric acid in the chood, and has shown great power in affections of the liver and stomach. The water of either spring, put up in boxes containing one dozen indi-galion bottles, will be delivered at the Scottiburg depot of the Richmond and Danville rall-road at \$6 per box, to be paid in advance. Address

Huffalo Springs,

Buffalo Springs, Mecklenburg county, Va. BUFFALO SPRINGS WATER, Alle-Benany Springs Water, Rockbridge Alum Water, Healing Springs Water, Frederickshall Bitter Water, for sale by bottle or case. POLK MILLER & CO., Apothecaries corner Ninte and Main streets.

LIME, CEMENT, PLASTER. ROCKLAND LIME.

1,700 barrels LIMF,
daily expected per schooner." Belle Brown."
For sale low by
A. S. LEE,
se 11
108 and 110 Virginia street.

Manufacturers, 1503 Dock street. POWDER AND FUSE.

DUPONT'S SPORTING AND

AL80, HEMP and SINGLE TAPE FUSE.
For sale by E. & S. WORTHAM & SI
se 7-cod6w Ageuts for manufacture. DOWDER, POWDER, POWDER.

A DMINISTRATOR'S NOTICE — Debt-A ors and creditors of the late Cantain Wil. LIAM BUKK will please call on me at once for Fight Hement. — L. AFFERMON. OC 2-101 Administrator with the will autexed. 6 BARRELS SEEOKLE PEARSS C. SIMMER'S

PRINTING.—All kinds done needs

JURY TO BRING IN A VER-

MOTION TO SET ASIDE THE VERDICT

The Case to go to the Court of Appeals.

It was expected that the decision of Judge Guigon in the case of Messrs. Moore & Goodsons would have been delivered on Thurs-

The counsel for the defence, it will be rebusiness (the amount of which was proved), they must find for the defendants. In sup-

Second: That under the Constitution o

plication. THE COMMONWEALTH'S CASE.

property, and permits the taxation of in- the Chattanooga Convention, to be held on

Richmond; alternate, J. Anderson Taylor, Richmond. maker, Danville; alternate, Captain A. M. Wheeler, Danville,

Woltz, Alleghany: alternate, C. Douglass this case can doubt as to the meaning of the Grey, Harrisonburg.

Convention when this clause was adopted. Eighth District: Delegate, Major R. H.

Delegates at Large; Hon. James H. Platt,

falls upon the ear as pleasantly as if she had

Game .- Sora, 75c. to \$1 per dozen-sup-

IME! LIME!! LIME!!! 1,500 barrels fresh INDIAN ROCK LIME just We are now constantly receiving a supply of IN-DIAN ROCK LIMS fresh from our kitns. For miclow. DHLLON, ELLETT & CO.,

BLASTING POWDER.

1,000 kegs DUPONT'S Fa., Ffg., and FFFg.

KIFLE, in kegs, half-kegs, quarter-kegs, and
cansiters;

DIAMOND GRAIN, in one pound cansitars; EA.

GLE RIFLE and &AGLE DUCK, in halfkegs, quarter-kegs, and cansitars—in high repute with aportamen;

2,000 kegs MINING and BLASTING POWDER.

miles below the city, near Laurei Hill church.

RUBBS & WILLIAMS, 12 M., farm in Chesters field county, 1% miles from Manchester.

YNE & BROTHER, 5 P. M., two stores and lots on the north side of Franklin between Thirteenth and Fourteenth streets.

We have been appointed agents of the celebrated Oriental Powder Mills, and having a large supply on hand, we are prepared to furnish SPORTING on the BLASTING POWDER of all grades at lowest market rates, and guarantee it to be equal to any in the market. A liberal discount to the trade.

HARVEY & JONES, TOWNER, SPORTING POWDER of all grades at lowest market rates, and guarantee it to be equal to any in the market. A liberal discount to the trade.